UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO: 0410080GAO

RALPH J. VOLLMANN. Plaintiff

VS.

ROGER LYNN GRUBB and

ALLIED SYSTEMS LTD., Defendants

CERTIFICATION PURSUANT TO F.R.CIV.P. 37(a)(2)(a)

I, Paul Nathan, hereby certify that our office has made several attempts in good faith to secure the discovery sought against both defendants by way of telephone inquiry to defendant's counsel on 7/12/04, 7/22/04, 8/26/04, 9/30/04 and 10/1/04.

Dated: 16/12/04

By Plaintiff's Attorney,

Paul Nathan, Esquire B.B.O. # 367420 NATHAN & KREVAT 159 Derby Street

Salem, Massachusetts 01970

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I hereby certify that a true original of the above document was served upon the attorney of record for each, party via first-class mail on /c//2 /c 4